

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Junming Le, Jan Vilcek, Peter Daddona, John Ghrayeb, David M. Knight
and Scott Siegel

Application No.: 09/897,724

Group: 1642

Filed: July 2, 2001

Examiner: Not Assigned

For: ANTI-TNF ANTIBODIES AND PEPTIDES OF HUMAN TUMOR
NECROSIS FACTOR

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the
United States Postal Service with sufficient postage as First Class Mail in
an envelope addressed to Assistant Commissioner for Patents, P.O. Box
2327, Arlington, VA 22202

on

Date

July 5, 2002

Signature

Linda M. Amato

Typed or printed name of person signing certificate

TRANSMITTAL OF DECLARATION AND
NOTICE OF CHANGE OF CORRESPONDENCE ADDRESS

Assistant Commissioner for Patents
Box Missing Parts, P.O. Box 2327
Arlington, VA 22202

Sir:

Six copies of executed Declaration documents, are being filed in response to the Notice to
File Missing Parts dated January 4, 2002. At page 2, the Declarations sets forth the former
address of the undersigned in the appointment of agent and as correspondence address. Please
send all correspondence to: Customer No. 021005, Hamilton, Brook, Smith & Reynolds, P.C.,
530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please
direct all telephone calls to **Alice O. Carroll** at (978) 341-0036, and all facsimile
communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By

Deirdre E. Sanders

Deirdre E. Sanders

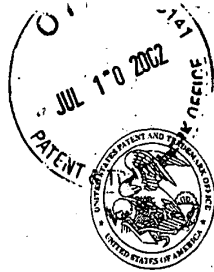
Registration No.: 42, 122

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: July 5, 2002



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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/897,724	07/02/2001	Junming Le	0975.1005-012

CONFIRMATION NO. 1132

FORMALITIES LETTER



OC00000007264560

Carolyn S. Elmore
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
Two Militia Drive
Lexington, MA 02421-4799

Date Mailed: 01/04/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/15/2002 HMARZ11 00000076 09897724

FILED UNDER 37 CFR 1.53(b)

01 FC:101	740.00 OP
02 FC:102	1092.00 OP
03 FC:103	324.00 OP
04 FC:105	130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$560.
 - \$560 for 7 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1400.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
 - Line spacing on the specification, claims, or abstract is not 1-1/2 or double spaced (See 37 CFR 1.52(b)).
- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and

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durable (see 37 CFR 1.84(e));

*A copy of this notice **MUST** be returned with the reply.*

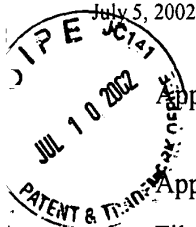


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

July 5, 2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Junming Le, Jan Vilcek, Peter Daddona, John Ghayeb, David M. Knight and Scott Siegel

Application No.: 09/897,724 Group: 1642

Filed: July 2, 2001 Examiner: Not Assigned

For: ANTI-TNF ANTIBODIES AND PEPTIDES OF HUMAN TUMOR NECROSIS FACTOR

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>July 5, 2002</u>	<u>Linda M. Amato</u>
Date	Signature
Linda M. Amato	
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Sir:

In reply to the Notice to File Missing Parts dated January 4, 2002, the following documents and fees are being submitted for filing in the captioned application. A copy of the Notice is attached.

☒ **COPY OF EXECUTED DECLARATION FOR PATENT APPLICATION/POWER OF ATTORNEY DOCUMENT**

(Separate transmittal letter and postcard not required)

☐ **POWER OF ATTORNEY DOCUMENT**

☐ **GRANTED BY INVENTORS**

☐ **GRANTED BY ASSIGNEE, including Statement under 37 C.F.R. 3.73(b)**

(Separate transmittal letter and postcard not required)

☒ **PRELIMINARY AMENDMENT**

(Separate transmittal letter and postcard not required)

☒ **FILING FEE - with Fee Transmittal for Patent Applications in duplicate**

Fee calculations based on:

☐ Claims as originally filed

☒ Claims upon entry of the Preliminary Amendment filed herewith

(Separate transmittal letter and postcard not required)

07/15/2002 HMRZ11 00000076 09897724 1440.00
05 FC:116

09/897,724

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☒ **SURCHARGE** - surcharge fee of \$130.00

(Separate transmittal letter and postcard not required)

☐ **SEQUENCE LISTING** - Filed concurrently and is attached

(Separate transmittal letter and postcard required)

☒ **SUBSTITUTE DRAWINGS**

[36] Sheets of substitute drawings consisting of Figs. 1-33H are enclosed

(Separate transmittal letter and postcard not required)

☒ **PETITION FOR EXTENSION OF TIME**

☒ Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated January 4, 2002 for four months from March 4, 2002 to July 4, 2002. The appropriate fee of **\$1,440.00** is included in the enclosed check

☐ A [] month extension of time to respond to the Notice to File Missing Parts dated [] was filed on [] with payment of a \$[] fee

☐ Applicant hereby petitions for an additional [] month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$[] is included in the enclosed check

(Separate Petition for Extension of Time and postcard not required)

☐ **REQUEST FOR CORRECTED FILING RECEIPT** - Filed concurrently and is attached

(Separate transmittal letter and postcard required)

☐ **STATEMENT CLAIMING SMALL ENTITY STATUS**

☐ Was filed on []

☐ Is enclosed herewith

(Separate transmittal letter and postcard not required)

☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$[] which were paid on [] to be deposited in Deposit Account No. 08-0380

09/897,724

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The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of **\$3,726.00**. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

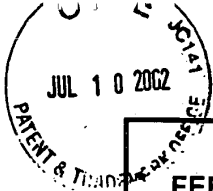
Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Deirdre E. Sanders
Deirdre E. Sanders
Registration No.: 42,122
Tel.: (978) 341-0036
Fax: (978) 341-0136

Concord, Massachusetts 01742-9133

Date: July 5, 2002



HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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FEE TRANSMITTAL FOR PATENT APPLICATIONS		Attorney Docket Number	0975.1005-012		
		Application Number	09/897,724		
		First Named Inventor	Junming Le		
CLAIM CALCULATION (includes any preliminary amendment)					
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	38 - 20* =	18	x \$ 18 =	\$ 324
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	16 - 3** =	13	x \$ 84 =	\$ 1092
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 740
				Total of above Calculations =	\$ 2156
	Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =				\$
	TOTAL =				\$ 2156
	Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =				\$ 130
	Petition for Extension of Time Fee (37 C.F.R. 1.17) =				\$ 1440
	Assignment Recordation Fee = (only when filed with application)				\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent			TOTAL =	\$ 3726
1. Small entity status:					
a. <input type="checkbox"/> A small entity statement is enclosed.					
b. <input type="checkbox"/> A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.					
c. <input type="checkbox"/> Is no longer claimed.					
2. <input checked="" type="checkbox"/> A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.					
3. <input checked="" type="checkbox"/> A check is enclosed for \$3,726.00 <input type="checkbox"/> Please charge \$[] to Deposit Account No. 08-0380.					
4. <input type="checkbox"/> Other: _____					
Signature		Deirdre E. Sanders		Date	July 5, 2002
Submitted by Typed or Printed Name		Deirdre E. Sanders		Reg. Number	42,122